



No. 257.

Petition For Rehearing.
Supreme Court of the United States,

OCTOBER TERM, 1898.

NUMBER TWO HUNDRED AND FIFTY-SEVEN.

JOHN W. McDONALD, AS RECEIVER,

Appellant,

against

GEORGE G. WILLIAMS AND JOHN B. DODD.

PETITION FOR REHEARING.



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NUMRER 257.

JOHN W. McDONALD, as Receiver-
Appellant,

against

GEORGE G. WILLIAMS and JOHN
B. DODD.

Now come the defendants and respectfully petition this Honorable Court for a rehearing of the above-entitled cause, for the following reasons, to wit:

Because the first question certified having been answered in the negative, it does not appear that the complainant may not still recover the dividends of January and July, 1892, inasmuch as the certificate states that "When the dividends of January and July, 1892, were declared and paid there were no net profits, the capital of the bank was lost, and the bank actually insolvent" (Record, fol. 3). Hence it appears that the first question does not cover all of the dividends, and that, notwithstanding the answering of the first question in the negative, judgment for the last two dividends and for a large amount of costs may still be entered against the defendants.

It is respectfully requested, therefore, that the Court

answer the second question certified. And your petitioners pray that an order may be made for a rehearing of the argument in this case on a day to be appointed by the Court, at such time and upon such points as the Court may direct.

Mr. Paige has authorized us to state that he admits sufficient service of notice of this petition.

GEORGE G. DEWITT,
THEODORE DEWITT,
Attorneys for Defendants, Williams and Dodd.

I hereby certify that this petition for a rehearing is presented in good faith and that I believe it is based on meritorious grounds.

Attorney for Defendants.

